

STATE OF VERMONT
PUBLIC SERVICE BOARD

Docket Nos. 7535

Investigation into: (1) petition of AARP, for the)
establishment of reduced rates for low-income)
consumers of Green Mountain Power Corporation and)
Central Vermont Public Service Corporation; and (2) as)
expanded to possibly include general applicability to all)
Vermont retail electric utilities)

Order entered: 9/21/2009

ORDER GRANTING PERMISSIVE INTERVENTION
AND *PRO HAC VICE* ADMISSION

On August 11, 2009, I issued a scheduling order that set a deadline of August 21, 2009, for intervention motions to be filed. Motions seeking intervenor status have since been filed by the following entities: International Business Machines Corporation; Associated Industries of Vermont; Washington Electric Cooperative, Inc. ("WEC"); and the Group of Municipal Electric Utilities ("GMEU").¹ On September 9, 2009, both the Vermont Department of Public Service and AARP filed letters stating that they do not object to any of these intervention motions.

On September 21, 2009, the Public Service Board ("Board") issued an Order that expanded the scope of the investigation in this docket. The Board's Order required all Vermont retail electric utilities to participate as parties in this docket and expressly stated that its action had mooted out the intervention motions of WEC and GMEU, therefore dispensing with the need

1. The GMEU comprises the following Vermont municipal electric utilities: Barton Village, Inc. Electric Department; Village of Enosburg Falls Water & Light Department; Town of Hardwick Electric Department; Village of Hyde Park Electric Department; Village of Jacksonville Electric Company; Village of Johnson Water & Light Department; Village of Ludlow Electric Light Department; Village of Lyndonville Electric Department; Village of Morrisville Water & Light Department; Northfield Electric Department; Village of Orleans, Inc. Electric Department; Town of Readsboro Electric Light Department; Swanton Village, Inc. Electric Department.

for ruling on their motions to intervene. Accordingly, in this Order, I deal only with the intervention requests of AIV and IBM, both of whom have sought permissive intervention pursuant to Public Service Board Rule 2.209(B). No party opposes these motions. Therefore, I hereby grant permissive intervenor status to AIV and IBM.

IBM's Pro Hac Vice Motion

On August 26, 2009, IBM filed a motion seeking *pro hac vice* admission of Leonard H. Singer, Esq., and William J. McCarthy, Jr., Esq., for the purpose of representing IBM in this docket. IBM's motion was accompanied by a notice of appearance and an affidavit establishing that Mr. Singer and Mr. McCarthy are both attorneys in good standing of the bar of the State of New York. The motion was made by Frank Fontana, Esq., an attorney admitted to practice in Vermont who has entered a notice of appearance as co-counsel of record in this proceeding. The motion complies with the requirements of Public Service Board Rule 2.201(C).² Accordingly, it is hereby granted.

So ORDERED.

Dated at Montpelier, Vermont, this 21st day of September, 2009.

s/J. Riley Allen
J. Riley Allen
Hearing Officer

OFFICE OF THE CLERK

FILED: September 21, 2009

ATTEST: s/Susan M. Hudson
Clerk of the Board

NOTICE TO READERS: This decision is subject to revision of technical errors. Readers are requested to notify the Clerk of the Board (by e-mail, telephone, or in writing) of any apparent errors, in order that any necessary corrections may be made. (E-mail address: psb.clerk@state.vt.us)

2. P.S.B.R. 2.201(C) provides:

An attorney admitted to practice and in good standing in any other state or American or common law jurisdiction may appear in particular matters with the permission of the board, provided that such attorney must have co-counsel of record who is admitted to practice in Vermont.